

NOV 1 9 2002

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November 18, 2002

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Commissioner for Patents Washington, D.C. 20231

NOV 2 0 2002

Art Unit 1651

TECH CENTER 1600/2900

Re:

U.S. Utility Patent Application

Appl. No. 10/051,311; Filed: January 22, 2002

For: Method For Identifying Compounds Modulating

Sister Chromatid Separation

Inventors:

Jan-Michael PETERS et al.

Our Ref:

0652.2290001/EKS/Y-W

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Information Disclosure Statement;
- 2. Form PTO-1449 listing thirty-six (36) documents (11 pages);
- 3. Copies of the thirty-six (36) cited documents as listed on Form PTO-1449; and
- 4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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Commissioner for Patents November 18, 2002 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Eric K. Steff

Attorney for Applicants Registration No. 36,688

EKS/Y-W/mjg Enclosures





IN THE UNITED STATES PATENT AND TRADEMARK OF RENTER 1600/2900

In re application of:

Peters et al.

Appl. No. 10/051,311

Filed: January 22, 2002

For:

Method For Identifying

Compounds Modulating Sister

Chromatid Separation

Confirmation No. 4782

Art Unit:

1651

Examiner:

To Be Assigned

Atty. Docket: 0652.2290001/EKS/Y-W

Information Disclosure Statement

Commissioner for Patents Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of each document is provided.

The Examiner's attention is directed to the following co-pending U.S. Patent Application, which is drawn to related technical subject matter: U.S. Patent Application No. 09/500,991, filed February 15, 2000, and submitted herewith as document AS11. The identification of this U.S. Patent Application is not to be construed as a waiver of secrecy as to this application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed after three months of the date of filing, but before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Eric K. Steffe

Attorney for Applicants Registration No. 36,688

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